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FILED

JUL - 8 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

(PR)

TEH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN OCHOA PEREZ

CV 08

3290

Plaintiff,

CASE NO. _____

vs.

County of SAN MATEO

**PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS**

Defendant.

I, John Ochoa Perez, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes No ✓

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: _____ Net: _____

Employer: _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
2 salary and wages per month which you received. (If you are imprisoned, specify the last
3 place of employment prior to imprisonment.)

4 Farm worker; 2008

7 2. Have you received, within the past twelve (12) months, any money from any of the
8 following sources:

9 a. Business, Profession or Yes No
10 self employment

13 c. Rent payments? Yes No

14 d. Pensions, annuities, or Yes No

15 life insurance payments?

16 e. Federal or State welfare payments, Yes No

17 Social Security or other govern-
18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
20 received from each.

21 | _____

22

23 3. Are you married? Yes No ✓

24 Spouse's Full Name:

25 Spouse's Place of Employment:

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ Net \$

28 4. a. List amount you contribute to your spouse's support:\$

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).

5 None
 6 _____

7 5. Do you own or are you buying a home? Yes No

8 Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

9 6. Do you own an automobile? Yes No

10 Make _____ Year _____ Model _____

11 Is it financed? Yes No If so, Total due: \$ _____

12 Monthly Payment: \$ _____

13 7. Do you have a bank account? Yes No (Do not include account numbers.)

14 Name(s) and address(es) of bank: _____
 15 _____

16 Present balance(s): \$ _____

17 Do you own any cash? Yes No Amount: \$ _____

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 19 market value.) Yes No
 20 _____

21 8. What are your monthly expenses?

22 Rent: \$ _____ Utilities: \$ _____

23 Food: \$ _____ Clothing: _____

24 Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
-----------------	-----------------	--------------------------

26 None \$ _____ \$ _____

27 \$ _____ \$ _____

28 \$ _____ \$ _____ 9. Do

1 you have any other debts? (List current obligations, indicating amounts and to whom they are
2 payable. Do not include account numbers.)

3 No

4

5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes No ✓

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9

10

11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15

16 June 18, 2008 PEREZ JUAN

17 DATE

SIGNATURE OF APPLICANT

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1
2 Case Number: _____
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9 **CERTIFICATE OF FUNDS**

10 **IN**
11 **PRISONER'S ACCOUNT**

12
13 I certify that attached hereto is a true and correct copy of the prisoner's trust account
14 statement showing transactions of JUAN OCTAVIA PEREZ for the last six months
15 at

16 [prisoner name]

17 CALIFORNIA MEN'S COLONY where (s)he is confined.

18 [name of institution]

19 I further certify that the average deposits each month to this prisoner's account for the
20 most recent 6-month period were \$ 12.96 and the average balance in the prisoner's
21 account each month for the most recent 6-month period was \$ 12.96

22
23 Dated: 6-25-08

Alley Simon

24 [Authorized officer of the institution]

25
26
27
28

THIS PAGE MUST READ 011

CALIFORNIA DEPARTMENT OF CORRECTIONS
CALIFORNIA MENS COLONY
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 26, 2008 THRU JUN. 26, 2008

TRUST ACCOUNT ACTIVITY

TRAN	DATE	CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
	01/26/2008		BEGINNING BALANCE					0.00
	05/02	D300	CASH DEPOSIT	18324/1		100.00		100.00
	05/13	W516	LEGAL COPY CH	4845			3.30	96.20
	05/16	W515	COPY CHARGE	4935			7.80	88.40
	06/05	FC02	DRAW-FAC 2	1	CW1		83.40	0.00
	06/24	D300	CASH DEPOSIT	18802/1		80.00		80.00

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
06/06/2008	H109	LEGAL POSTAGE HOLD	5269	0.42
06/18/2008	H118	LEGAL COPIES HOLD	5476	1.80

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	180.00	100.00	80.00	2.22	0.00

CURRENT
AVAILABLE
BALANCE

77.78

THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.
ATTEST: 6-25-08
CALIFORNIA DEPARTMENT OF CORRECTIONS
BY Alfred Simon
TRUST OFFICE

CALIFORNIA MENS COLONY
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 26, 2008 THRU JUN. 26, 2008

TOTAL NUMBER OF STATEMENTS PRINTED:	1
TOTAL CURRENT BALANCE FOR ALL THE STATEMENTS:	80.00